

Out-Of-Service Order Violations

A driver convicted of violating an out-of-service order is subject to the following disqualification period:

- First conviction: 90 days to one (1) year.
- Second conviction (In a 10-year period): one (1) to five (5) years.
- Third conviction (In a 10-year period): three (3) to five (5) years.

The penalties are more severe for bus drivers and drivers of vehicles carrying hazardous materials (that requires a placard):

- First conviction: 180 days to two (2) years.
- Two or more convictions (in a 10-year period): Three (3) to five (5) years.

Railroad-Highway Grade Crossing Offenses

A driver convicted of operating a CMV in violation of a federal, state or local law or regulation pertaining to any of six railroad-highway grade crossing requirements listed in Sec. 383.51(d) is subject to the following disqualification period:

- First conviction: At least 60 days.
- Second conviction in a separate incident during a three (3) year period: At least 120 days.
- Three or more convictions in a three (3) year period: At least one (1) year.



Driver Offenses Disqualifications and Penalties



Indiana Department of Revenue,
Motor Carrier Services Division
Commercial Driver's License Section
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On July 1, 2005, if you are a driver holding a Commercial Driver's License (CDL), and you are convicted of certain offenses, even in your passenger or other non commercial vehicle, these offenses will count towards disqualifying your commercial driver's license.

You will need to note all the offenses listed in this brochure and understand that safety and obeying the law in your personal vehicle, and while on the job, is the challenge now before you!

Major Offenses Defined

In any vehicle at any time:

- Being under the influence of alcohol (as prescribed by state law).
- Being under the influence of a controlled substance.
- Refusing to take an alcohol test as requested by a state or jurisdiction under its implied consent laws or regulations.
- Leaving the scene of an accident.
- Using a vehicle to commit a felony.
- Using a vehicle in the commission of a felony involving the manufacturing, distributing or dispensing of a controlled substance (Disqualification for life).

Only in a Commercial Motor Vehicle (CMV):

- Having an alcohol concentration of 0.04 or greater
- Driving a Commercial Motor Vehicle when, as a result of prior violations committed while operating a CMV, your CDL is revoked, suspended or cancelled, or you are disqualified from operating a CMV.
- Causing a fatality through the negligent operation of a CMV.

Disqualification period:

- First conviction or refusal: one (1) year/three (3) years if hauling hazardous materials (requiring a placard).
- Second conviction: disqualified for life.

Serious Traffic Violations Defined

In any vehicle at any time:

- Excessive speeding (15 mph or more above the posted speed limit).
- Reckless driving.
- Improper or erratic lane changes.
- Following the vehicle ahead too closely.
- Violating a state or local law relating to motor vehicle traffic control (other than a parking violation) arising in connection with a fatal accident.

Only in a CMV:

- Driving a CMV without obtaining a CDL.
- Driving a CMV without a CDL in your possession.
- Driving a CMV without the proper class of CDL and/or endorsements for the specific vehicle group being operated or for the passengers or type of cargo being transported.

Disqualification Period:

- Two serious traffic violations in separate incidents during any three (3) year period: 60 days.
- Three serious traffic violations in separate incidents during any three (3) year period: 120 days.

Remember: A violation in any type of vehicle can cost you your CDL!